## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Shinii Uebayashi et al. Serial No : 09/889 000 ) Art Unit ) 2616 Filed: June 22, 2001 Conf. No.: 3377 For CHANNEL ASSIGNING METHOD AND COMMUNICATION APPARATUS Examiner Tri H Phan Customer No : 022913

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C F R \$ 1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its

entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or

relevant portion thereof is also enclosed.

In accordance with 37 CFR § 1.98(a)(3), the following concise explanation of the

relevance of each listed reference that is not in the English language and unaccompanied by a

translation into English is provided. The concise explanation for Japanese Publication No.: 07-

212817 is provided in the English abstract of that publication.

In accordance with 37 C.F.R. § 1.97(d), a Promptness Certification, a Petition for

Consideration of Information Disclosure Statement after Final Action or Notice of Allowance, and

payment in the amount of \$180.00 using the Credit Card payment option in E-Filer with RAM will be used to cover the petition fee set forth in 37 C.F.R. § 1.17(i)(1) to secure consideration of the

references submitted with this Information Disclosure Statement. Please credit any over payment

or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

DATED July 14, 2006.

Respectfully submitted,

WORKMAN NYDEGGER

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2